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6 *Attorney for Plaintiffs*

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10 UNITED STATES DISTRICT COURT  
11 DISTRICT OF NEVADA

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13 IEHAB HAWATMEH, individually; )  
14 YASMEEN HAWATMEH, individually; )  
15 LAYTH HAWATMEH, individually; and )  
16 IEHAB HAWATMEH, as Administrator of the )  
ESTATE OF JOSEPH HAWATMEH, )  
17 deceased, )  
18 )  
19 Plaintiff, )  
20 vs. )  
21 )  
22 CITY OF HENDERSON, et al. , )  
23 )  
24 Defendants. )  
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Case No. 2:22-cv-01786-APG-DJA

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COMES NOW, Plaintiffs, IEHAB HAWATMEH; YASMEEN HAWATMEH; LAYTH  
HAWATMEH; and IEHAB HAWATMEH, as Administrator of the ESTATE OF JOSEPH  
HAWATMEH, and Defendants, CITY OF HENDERSON; CITY OF HENDERSON POLICE  
DEPARTMENT; THEDRICK ANDRES; LIEUTENANT THOMAS CHIELLO; SERGEANT  
JAIME SMITH fka SERGEANT JAIME CLEAR; SERGEANT SETH VAN BEVEREN;  
OFFICER BRETT ANDERSON; OFFICER JESSE HEHN; OFFICER JESSE LUJAN;

1 OFFICER JAMES PENDLETON; OFFICER LUIS AMEZCUA; OFFICER PHILIP DUFFY;  
2 OFFICER SETH PRICE, by and through their undersigned counsel, and hereby stipulate and  
3 agree as follows:

- 4 1. On September 6, 2023, this Court entered an Order (1) Granting in Part  
5 Defendants' Motion to Dismiss and (2) Granting in Part Plaintiffs' Motion to  
6 Amend. [ECF #54].
- 7 2. Pursuant to said Order, the Court granted the Plaintiffs a period of time until  
8 October 2, 2023, in which to file an amended complaint.
- 9 3. On September 12, 2023, this Court granted the parties' stipulation to extend the  
10 date by which to file an amended complaint until November 16, 2023. [ECF #56].
- 11 4. Plaintiff intends to file an amended complaint pursuant to the Court's Order.  
12 However, Plaintiff's counsel has remained extremely busy with various previously  
13 scheduled court hearings, depositions and other matters occupying most of  
14 October. Plaintiff's counsel is also preparing for trials that are scheduled to  
15 commence in November and December. Additionally, Timothy Rhoda of  
16 Plaintiff's counsel's office is required to travel for family obligations for at least  
17 approximately two weeks.
- 18 5. Aside from the foregoing, the Thanksgiving and Christmas holidays are rapidly  
19 approaching, together with the attendant obligations.
- 20 6. The evidence in this case is extremely voluminous and complying with the  
21 Court's Order will require significant time and effort.
- 22 7. Based upon the foregoing, Plaintiffs have requested and Defendants have agreed  
23 that the Plaintiffs' time in which to file an amended complaint shall be extended  
24 from November 16, 2023, until January 15, 2024.

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8. This Stipulation is made in good faith and not for purpose of delay.

Dated this 31<sup>st</sup> day of October, 2023.

ROGER P. CROTEAU &  
ASSOCIATES, LTD.

MARQUIS & AURBACH

/s/ Timothy E. Rhoda  
ROGER P. CROTEAU, ESQ.  
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*Attorney for Plaintiffs*

/s/ Craig R. Anderson  
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702-382-0711  
[canderson@maclaw.com](mailto:canderson@maclaw.com)  
*Attorney for Defendants*

**IT IS SO ORDERED.**

  
DANIEL J. ALBREGTS  
UNITED STATES MAGISTRATE JUDGE

DATED: 11/3/2023

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 31<sup>st</sup> day of October, 2023, I served via the United States District Court CM/ECF electronic filing system, the foregoing **STIPULATION TO EXTEND TIME TO FILE AMENDED COMPLAINT (Second Request)** to the following parties:

Craig R. Anderson  
Marquis & Aurbach  
10001 Park Run Drive  
Las Vegas, NV 89145  
702-382-0711  
702-382-5816 (fax)  
[canderson@maclaw.com](mailto:canderson@maclaw.com)  
*Attorney for Defendants*

/s/ Timothy E. Rhoda  
An employee or agent of ROGER P.  
CROTEAU & ASSOCIATES, LTD.